

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF MISSOURI

Sentencing Minute Sheet for the Honorable Ortrie D. Smith

UNITED STATES OF AMERICA
vs.
ABRORKHODJA ASKARKHODJAEV
Plaintiff Counsel

Case No: 09-00143-01-CR-W-ODS
Date: 05/09/2011
Defendant No: 01
Defendant Counsel

William Meiners

Abrorkhodja Askarkhodjaev(pro se)
Willie Epps & Evan Montgomery
(Stand-by)

Time Commenced: 10:00 a.m.

Time Terminated: 12:05 p.m.

☒ Interpreter Sworn.
☒ Evidence: 10:18 am-11:25 am Plaintiff presents evidence
☒ Witness: Danielle Holliger 10:18 a.m. - 10: 52 a.m.
Jakhonjir Kakhkharov 10:53 a.m.-11:25 a.m.
☐ There are NO objections to the P.S.I. OR the Guideline Range.
☒ There are unresolved issues regarding the P.S.I. and the Guideline Range to be discussed with the Court: The Court sustained the defendant's objection to the total offense level pursuant to the parties agreement, resulting in a total offense level of 32. The Court found pursuant to the plea agreement, Governments request for an imprisonment range of 144 month.

Total Offense Level: 32 Criminal History Category: I Imprisonment Range: 121 to 151 months
Special Assessment: \$400.00 Supervised Release Range: 2 to 3 years
Fine Range: \$17,500.00 to \$175,000.00
Restitution: \$1,007,492.81 OR Not Applicable:

The Defendant is sentenced to Count(s): 2, 63, 86 and 132 of the Superseding Indictment .

☐ Motion is filed by the U.S. Government for Downward Departure.
☐ The Court grants said motion.
☒ Other Motions: The Court affirms the Magistrate ruling and orally denies appointment of new counsel. The Court relieves counsel and appoints as stand-by, defendant appears pro se. The Court orally denies defendants oral request to withdraw guilty plea.
☒ Defense counsel statement. Government statement. Defendant statement.

INCARCERATION:

☒ The Court hereby orders the defendant to serve the following term of incarceration with the FBP: 144 months on each of Counts 2 and 86, and 60 months on each of Counts 63 and 132, all to be served concurrently, for a total term of imprisonment of 144 months.
☒ The imposed sentence shall run CONCURRENTLY to all counts.
☒ Defendant is hereby remanded to the custody of U.S. Marshal.
☐ Defendant is allowed to surrender on by 2:00 p.m

PROBATION:

☐ The Court hereby orders the defendant to serve the following term of Probation.

SUPERVISED RELEASE:

☒ The Court hereby orders the defendant to the following term of Supervised Release:
3 years on each of Counts 2, 86, 63, and 132, the terms to run concurrently .

Court Reporter: Cynthia Johnson

Eva Will-Fees, Courtroom Deputy

SPECIAL CONDITIONS OF SUPERVISED RELEASE OR PROBATION: see J&C

FINE:

- ☐ The Court imposes the following fine:
☒ Fine Waived.
☐ Count(s) fine applicable to:_____.

RESTITUTION:

- ☒ The Court imposes the following Restitution: \$1,007,492.28
☐ Not Applicable.
☐ Waived.

SPECIAL ASSESSMENT:

- ☒ The Court imposes the following Special Assessment: \$400.00

RECOMMENDATIONS:

- ☒ The Court makes the following recommendations to the FBP: Upon application, the defendant be allowed to participate in the 500 Hour Intensive Substance Abuse Program.
- ☐ The Court Denies the Defendant Federal Benefits for a term of _____ pursuant to _____.
- ☐ Upon oral Motion of the U.S. Govt. the following Counts are dismissed: 1, 3, 4 through 62, 64 through 83, 87,88, 89, 91, 92-94, 95, 102, 103, 104, 105, 106, 110, 112, 114, 115, 116, 117, 121, 122, 127, 128-131, and 133-143.
- ☒ The Court advises the Defendant he/she has 14 days to appeal.